App F IX 4

Previous References 1946 47 (ml)

File No 24-46

Serial Nos 6 7 94 95

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos Four

Part B for Nov 47

SUBJECT

Acquisition of properties bearing door nos 6th. and 6th in Mandi Mohalla for the improvement of the Sri Chowdeswari temple

(10000 & 6-0-0)

To

The Chairman

City Improvement Trust Bd

States that if the parties of the house come to some decision within 2 months may be given. The [illegible] resolution of the Bd

C F 74]

5'3/5'
L

Routine Notes

[To be used only for notes, requisitions, etc, not intended for permanent record]

Petition dated 28th Jan 1946 addressed to the Minister for Education and Public Health by the owners of Door Nos 686 & 687, Block No 5, Mavoor Mohalla, Kozhikode regarding the acquisition of the properties for the improvement of the Elamdeswara Temple

1) Education & P H Minister's order on petition

Call for a report from the Chairman, City Improvement Trust Board

JCMR.
29 1 46

2) Submitted with a Memo in the petition forwarding the same to the Chairman, City Improvement Trust Board, Kozhikode, for favour of a report

AD
2/2-

3) Received report

L 2818
4-1-46

NB — Should routine notes be written on small slips the notes must be copied or slips pasted on this form

C F 74]

78985 5315

Routine Notes

WD 07111—GPB—50 000—29 7-44

[To be used only for notes, requisitions, etc, not intended for permanent record]

From the Chairman, E & T. Board
Tyrone
A-21/22, dated 4-5-46
furnishes a report on the above petition of Ten Ryanards and adds that as the acquisition has already been sanctioned and awards framed, the order sanctioning the acquisition may be upheld

4) In this case, a stay order is under issue and the connected records are being called for

5) This will be linked with that file A

A-4/5

for 20/5/46

NB — *Should routine notes be written on small slips the notes must be copied or slips pasted on this form*

8143

petition from one in Thummaiah Reyes addressed to the Minister for Education and Public Health, bringing to notice the several irregularities that have crept in connection with the acquisition of Door No. 686 & 687 in Block No. 5 Mandi Mohalla, Reyes for the improvement of the Chowdeswari temple and requesting stay order

Ministers' Minute

1) A stay order may be given & shall inspect the spot during my next visit

Asst. TOM R
11-5-46

2) Send with a draft letter

3) Immediate
for
U/S Secy

To The Chairman & T Board Reyes
L 12902 d 20-5-46
Submitted accordingly

16/5

FIN. SECTION
7 MAY 1946
N & REV SECTT

4) This will be sent to the Ministers office
for [illegible]

Rev 2015

5113

I inspected the place and the parties have been advised to come to some amicable settlement, and there is no need for acquisition proceedings. Further report from the Chairman T. Bd may be called for.

Law 25/7 24/7/46

OFFICE OF THE ... FOR EDUCATION & P. P.
Date 24 7 46
No 685

Sir

25/7 Law

6/f draft letter is put up for approval

7) Jessup
1/8/46

31/7

TO The Chairman, C & T Board,
2769 d 21-8-46

TYPING SECTION
2 AUG 1946
CEN a

Explains accordingly

L 10850
3/2/47

Reminder sent for approval

3/2/47

Law

S Jessup
1/2/47

1

67 50

From the Chairman, C & T Board, Mysore

22/44-45 dt 13-2-47

Stated that one month's time was allowed to the parties to come to an amicable settlement in connection with the acquisition of properties for the improvement of the Chowdeswari temple, and that the opinion of the Govt Pleader is awaited

9) The receipt of further report will be awaited

10) Refer Para 5 Supra

The 27/2/47

For perusal of the Chairmans report dated 12/13 2 ys

The receipt of further communication promised by the Chairman, on hearing from the Govt Pleader is to be awaited - reference Supra

OFFICE OF THE MINISTER FOR EDUCATION, P. W.
Date 11/3
No 5 R 56

Secy 13.
MW 11/3

Advocate for Govt P. W. 11/3
11 AG 15/3/47
11/3
15/3/47

6750 J. & 315 h.

From the Chairman C & I Board - Mysore
21st ult dated 5-4-47

States that the parties have not come to an amicable settlement, as the Devanga community want the properties to be handed over to their possession and as the owners of properties have replied that the situation stands still, as on the date of the Ministers' Inspection

12) It is reported that the two parties have not come to any amicable settlement

13) The Chairman has therefore requested sanction to the acquisition of the properties required for the improvement of the Sri Thondeswara Temple, Mandy Mohalla - Mysore as resolved by the Trust Board. This is for orders

OFFICE OF THE MINISTER FOR EDUCATION & P W
Date 21-4-47
No 6692

14) Refer para 5 Supra

Revenue Secretary

15) For orders with reference to para 5 Supra

P.T.O. otherwise for) Ldr 18/4 Secretary

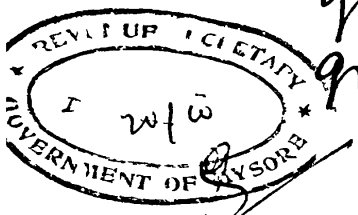
14/4

The parties may be given another 2 months time to come to terms and if they do not come to some settlement the resolution of the Tr Board must be given effect to

2784
19/10/47

19/10/47

DPP letter please



A draft letter is submitted

31/10

31/10/47

Approved

3/11/47

To,

The Chairman, Mysore Travancore

Rs 10600 dt 6-11-47

Issue, cost and instructions in the matter

Bmw 8/11

By Regd. ack. post 988
7-1-46

To

5315

T C M. Royan, Esq., M D ,
Minister for Local Self Goverrment
& Public Health in Mysore,
Bangalore

Honoured Sir,

Call for a report from the Chairman T. Board 29/1/46 Perfect 29/1/46 905 Mr. Iswaraiah for 29/1/46

Re: Acquisition of Door Nos 686 and 687 Block No.5, Mandi Mohalla, Lysore, for the improvement of the Chowdeswari Temple LA-97/44-45

In continuation of my representation preferred by registered post on 7-1-1946 , I beg to bring to your kind notice that several irregularities have crept in, in the acquisition of the above property and I request your honour to kindly peruse this representation and pass orders for the withdrawl of the acquisition, after spot inspection, if necessary

Facts of the case

1. Property Nos.686 and 687 are notified in the Kannada notification in the name of Kalegowda and Dasachari respectively in the notification No L 1147 Municipal 23/44-53 dated 15-9-1945. Whereas in the English notification the property Nos are shown to be 684 and 687.

2 These two properties are stated to be acquired for the sue and benefit of the Chowdeswari Temple, which belongs to one sect of community, namely, Devanga people of the locality.

3 As the acquisition should be only for public purposes, or (for companies) as per land acquisition regulation, the present procedure seems not to be correct

4 Further, the Devanga people began to possess the adjoining properties from a long time since, because they had long back been definitely given to understand that the City Improvement Trust Board cannot acquire the adjoining properties for the use and extension of the temple as the acquisition could only be either for slum clearance or for improvement purposes As such, the acquisition of the properties cannot be taken up with a view to deprive the owners of the properties The Chowdeswari Temple people purchased an adjoining site in

the southern direction from the Trust Board long back, to begin with their underlying scheme of extending the temple gradually and they have now opened shops in front of the temple and rented them out.

5. They purchased a building later on adjoining to the site which had been purchased from the City Improvement Trust Board from a private holder of the property. It is clear from this that the temple people could not then succeed in getting the property, now to be the property acquired through the City Improvement Trust Board Having thus come in possession of a bit of land and the adjoining house they have gradually come forward with an idea of extending the temple premises by the acquisition of the present two more buildings.

6. The Trust Board have not consulted the other community namely, Vokkaligas regarding the acquisition of the property No 686 The income from the rent of this building is being utilised from a long time for the maintenance of the nearby Sree Rama Mandira of the Hindu Community. It may now be brought to your kind notice that Hindus are as much interested in the maintenance of Sree Rama Mandir as Devanga Community is in Chowdeswari Temple The Sree Rama Mandir may kindly be inspected in person If the property bearing door No.686 is acquired, Sree Rama Mandira cannot be maintained and the religious feelings of the Hindu Community would thereby suffer much Regarding this point of Mahajar of the locality of the Hindu people had been brought to the notice of the Trust Board authorities through application dated:

7 Further, we are ready to put up a decent construction, as per design to be approved by the Trust Board in the land to be now acquired by the City Improvement Trust Board. As such, it is prayed that the acquisition proceedings of property No 686 may kindly be stayed and permission granted to erect a suitable building in the place as the income from this building is entirely set apart to the worship and maintenance of Sree Rama Mandira of Hindu community.

8. The dimensions and boundaries of property bearing

contd

door No.686 are not correct, as notified in the gazette. They may be got remeasured in our presence and accurate estimate may be caused to be prepared.

9. It is therefore requested that the interest of the two communities (Devanga and Hindu) may be safeguarded before acquisition proceedings are pursued

10 It may not be out of place to mention that the Devanga community had some years before put in an application for the acquisition of door No.686 for the use of the temple. But the Private Secretary to H H. the Maharaja of Mysore, by the then Huzur Secretary, inspected the spot and declared that the adjoining house could not be acquired for the benefit of private individuals The previous records may kindly be perused The Devanga community could not successfully prevail in ~~xxxxx~~ inducing us to sell away the houses and so they had kept quiet all these years and now want to get it through acquisition So, we request the entire question be well investigated and acquisition proceedings dropped I pray stay order for further acqusition proceedings till my case is finally disposed of, in the Committee, for which act of kindness I shall ever remain grateful to your honour.

Mysore,
23rd Jan 1946

Yours faithfully,

1) [illegible]

NL 7818 Memo 4-2-46

Forwarded with Compliments to the Chairman, City Improvement Trust Board, Mysore, for favour of [illegible] with a Report, early

By order,

[illegible] 2/2/46
For Secretary to Government,
Revenue Department

[illegible] 9/1096 6/2/46

EXO. Award Nos 21 & 22 /45-46

OFFICE OF THE CHAIRMAN,
CITY IMPROVEMENT TRUST BOARD,
MYSORE

BEN & LEG SECRETARIAT 7898 L S G BRANCH

Dated 3rd May 1946

From

R RAMACHANDRA RAO BHOMBORE, Esq , B A ,
Chairman, City Improvement Trust Board,
Mysore

To

J B Mallaradhya, Esq , M A ,
Secretary to the Government of
His Highness the Maharaja of Mysore,
Revenue Department, Bangalore.

Sir,

Re Acquisition of properties bearing D Nos 686 & 687 in Mandi Mohalla, for the improvement of Chowdeswari Temple

With reference to your letter No L 7818 dated 4th February 1946 calling for a report on the petition of Kempiah re: the above, I have the honour to state as follows -

- 2 The people of Devanga community requested that these two dilapidated buildings abutting the Temple may be acquired and they would construct a Mantap and a hall for the use of the Temple and that they would pay the cost of acquisition The Members of the Trust Board inspected the spot and resolved that the properties may be acquired vide Trust Board Resolution No 96 dated 30th August 1944 (copy enclosed for kind perusal) Objections were called for under Section 16 (2) of the City Improvement Act and the same were considered by the Board When the subject came up before the Board for the second time, it was resolved again by the Trust Board that the properties may be acquired (Vide Trust Board Resolution No 296 dated 20th December 1944, copy enclosed, for favour of information) The subject was placed before the Municipal Council also for favour of treatment under Section 16 of City Improvement Act and the Council also have resolved that the acquisition may be done vide Council Resolution No 388 dated 22nd December 1944 (Copy enclosed for kind perusal) After all these formalities required under Section 16 of the City Improvement Act were observed, the acquisition was sanctioned by Government in their Order No L 11144-6/M1 23-44-52 dated 15th May 1945

3 After the acquisition was sanctioned by the Government, the petitioner has put forth the same objection as before, forwarding copies of the same petitions to the Trustees of the Board and also to this office I have inspected the spot in company

P T O

company with the Trust Board Engineer, more than once the houses are in a very dilapidated condition and the place is very insanitary, the acquisition would improve the Chowdeswari Temple which is becoming popular and requires extra accommodation.

4 With regard to their contention in para 6 of the petition that the proceeds realised from the rent of Door No 686 was being made use of to their "Rama Mandir" , they may take the compensation amount and invest it in some way and make use of the income for the "Rama Mandiram"

5 Re the point that the subject had been once taken up by the Board and dropped in the past as referred to in para 10 of the petition, it is seen from the previous records that as per Trust Board Resolution No XIV dated 25th November 1931, Door Nos 686 and 687 were proposed to be acquired at a cost of Rs 2,500/- for the improvement of Chowdeswari Temple and Door No 1132 & 1133 for the improvement of Kalamma Temple and as the representatives had not credited the required cost of the acquisition, the acquisition was not pushed through

6 Property bearing Door No 687 belongs to one Dasachari and the petitioner has no connection with it

7 As the acquisition has been already sanctioned by the Board and awards have been passed the order sanctioning the acquisition may be upheld In this connection, kind reference is also invited to Government Orders sanctioning the acquisition of properties for the improvement of Yellamma Temple of the Motchi community and for the improvement of Sri Pandu Rangaswamy Temple This case is similar to those two cases

8 The petition under advertance is retransmitted herewith

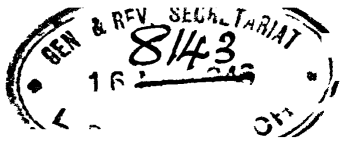
I have the honour to be,
Sir,
Your most obedient servant,

Chairman

HRS/4.

Mt 24-46-6

T.



Proceedings of the Ordinary General Meeting of the Mysore City Municipal Council held on Friday the 22nd December 1944 at 4-30 P M.

---

xx xx x
xx xx

Deferred Subject No 388 -

Letter No B2 C-43/44-45 dated 11th November 1944 from the Chairman, City Improvement Trust Board, calling for the resolution of the Council regarding the acquisition of properties bearing Nos 686 & 687 in Block No 5, Mandy Mohalla,, for improvement of Chowdeswari Temple

'May be done'

xx xx xx
xx xx

(Sd) R Ramachandra Rao Bhombore
President

" Copy "

HRS/3

Chairman

Ml 24-46-6

T.

8143

Proceedings of the Ordinary Meeting of the Board of **Trustees for the Improvement** of the City of Mysore, held at **the Chairman's Office** on Wednesday the 20th December 1944 **at 11-15 A M.**

---

xx xx xx
xx xx

296. Consideration of replies received from Messrs Dasachar and Kalaiah in regard to the acquisition of properties bearing Door Nos 687 & 686, Block No 5, Mandi Moh-lla, for improvement of Chowdeswari Temple

May be acquired

xx xx xx
xx xx

(Sd) R Ramachandra Rao Bhombore
Chairman

" Copy "

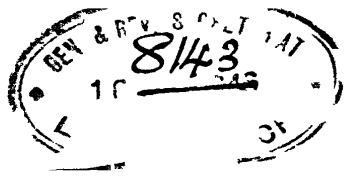
HRS/3 Chairman

Improvement

page 1

Ml 24-46-b

T.



Proceedings of the Ordinary Meeting of the Board of Trustees for the Improvement of the City of Mysore, held at the Chairman's Office, on 30th August 1944

---

xx xx xx

xx xx

96 Acquisition of properties Nos 686 & 687, Block No 5, Mandi Mohalla, for improving the surroundings of the Chowdeswari Temple along Kalamma Temple Road at an estimated cost of Rs 1,790/-(Agreed to be met by the Devanga people of the locality)

The acquisition is sanctioned on condition that the area is built upon according to the plan approved by the Trustees

xx xx xx

xx xx

(Sd) R Ramachandra Rao Bhombore
Chairman

" Copy "

HRS

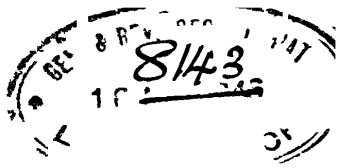
Chairman

Improvement

Project Board Engineer more than once. The

page 1

Ml 24-46-6



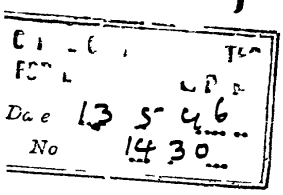
To

Dr, Royan
Minister of Health
+
Education

A Stay order may be given I shall inspect the spot during Sir, my next visit
J.R
11/5/46

Re Acquisition of Door Nos 686 and 687 Block No 5, Nandi Mohalla, Mysore For the improvement of the Chowdeswari Temple - LA-97/44-45

Rev fee



I beg to bring to your kind notice that several irregularities have crept in, in the acquisition of the property and request you to kindly peruse them one by one and order for the withdrawal of the acquisition and also please pass orders for stay order for further proceeding regarding the acquisition, after spot inspection if necessary

Facts of the case

1) Property No 686 and 687 are notified in the kannada notifications in the name of Kalegowda and Dasachar respectively In the notification No L 1147 Muncipal 23/44-53 dated 15-9-1945 whereas in the English notification the property nos are shown to be 684 and 687

2) These two properties are stated to be acquired for the use and benefit of the Chowdeswari Temple, which belongs to one sect of Community namely Devanga people of the locality

3) As the acquisitions should be only for public purpose, or (for Companies as per land acquisitions regulations, the present procedure seems not to be Correct

4) Further, the Devanga people began to possess the adjoining properties from a long time since, because they had long back been definitely given to understand that the City Improvement Trust Board cannot acquire the adjoining properties for the use and extension of the Temple, As the acquisition could only be either for Slum clearence or for Improvement purposes As such, the acquisition of the properties cannot be taken up with a view to deprive the owners of the properties The Chowdeswari Temple people purchased an adjoining site in the Southern direction from the Trust Board long back To begin with their underlying Scheme of extending the temple gradually, they have now opened shops in front of the temple and rented them out

5) They purchased a building later on adjoining the site that had been purchased from the City Improvement

Trust Board from a private holder of the property It is clear from this that the temple could not then succeed in getting now to be the property acquired through the City Improvement Trust Board Having thus come in possession of a bit of land and the adjoining house they have gradually come forward with an idea of extending the temple by the acquisition of the present two more buildings.

6) The Trust Board have not consulted the other Community namely, Vokkaligas regarding the acquisition of the property No 658 The income from the rent of this building has long been utilised for the maintence of the nearby Sree Rama Mandira of the Hindu Community.

7) It may now be brought to kind notice that Hindus are as much interested in the maintenance of Sree Rama Mandir as Devanga Community in Chowdeswari Temple The Sree Rama Mandir may kindly be accepted in person. If the property bearing Door No 6-8-6 is acquired, Sree Rama Mandir cannot be maintained and the religious feelings of the Hindu Community would thereby suffer much Regarding to this the Tahasildar of the locality of the Hindu people had been brought to the kind notice of the Chairman of City Improvement Trust Board

8) Further, we are ready to put up a decent Construction as per design to be approved by the Trust Board in the land to be now acquired by the City Improvement Trust Board.

page 5

9) The Dimensions and boundaries of property bearing door No 686 are not correct as notified in the Gazette they may be got re-measured in our presence and accurate estimate may be caused to be prepared

10) When we compare with the market rate the value of our Building comes up to 10,000 Rupees

11) In spite of my several petitions submitted to the Chairman of the City Improvement Trust Board no endorsement have received for my petitions

12) So I request the entire question may kindly be well investigated and may kindly please pass orders for stay of the acquisition proceedings For which act of kindness I remain grateful to you Sir

Yours faithfully

5/11/63

Award No 21 & 22/44-45

Office of the Chairman,
City Improvement Trust Board.
Mysore, dated 5th April 194 7

Immediate C 12902 dt 20 5 46
W/E

To

The Chairman, C I T Board,
Mysore

Subj Acquisition of dpor nos 686 and 687 Block no 5, Nanche mohalla, Mysore for the improvement of the Chowdeswari temple

Withdrawal from

Sir,

I am directed to forward herewith a copy of his letter dated 11-3-46, received from one Mr Thammaiah addressed to the Minister for Education

TS
pr Type

and public Health on the above subject and to state that further acquisition proceedings in respect of the above premises may be stopped, pending inspection of the site by the Minister for Education and Public Health during his next visit to Mayo and issue of further orders in this behalf.

I have the
honour
to be
Sir
Your obedient
Servant

1.

No. Word No 21 & 22/44-45

Office of the Chairman,
City Improvement Trust Board,
Mysore, dated 5th April 194 7

Mc 24-46-94

Mechanic I T B Mysore
Sir L2789/Mc 24-46-7
& 21 8 46

Sub: Withdrawal from acquisition of Door Nos 686 & 687 Block No 5 Mandi Mohalla Mysore for the improvement of the Chowdeswari Temple

In continuation of this office letter No L12902 dated 20-5-46 on the above subject, I am directed to state that the parties have been advised by the Minister for Education & Health during his recent visit to Mysore, to come to some amicable

settlement. ~~and that~~
~~that is all~~ there is therefore no
need for ac quisition
proceedings
~~I request that~~ In the circumstances
further report in the
matter may be sent
to Govt. early

Thanks
for
Asstt Secy
31/7

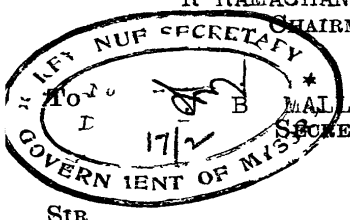
To Award No 21 & 22/44-45

Office of the Chairman,
City Improvement Trust Board,
Mysore dated 5th April 194 7
ML 24-46-94

No A21 & 22/44-45

Office of the Chairman,
City Improvement Trust Board,
Mysore, dated 12th February *1947*

FROM R RAMACHANDRA RAO BHOMBORE, Esq, B A,
CHAIRMAN, CITY IMPROVEMENT TRUST BOARD,
MYSORE



TO B MALLARADHYA, Esq, M A,
SECRETARY TO THE GOVERNMENT OF
HIS HIGHNESS THE MAHARAJA OF MYSORE,
Revenue Department, BANGALORE

SIR,

With reference to your letter No L 2789/Ml 24-46-7 dated 21-8-1946 and reminder No L 10850 dated 3-2-1947, I have the honour to state that the letter received from you was placed before the Board and one month's time was given to the parties to come to an amicable settlement The Government Pleader has also been requested to intimate if the acquisition may be cancelled after the awards are passed Final reply will be sent after hearing from him

I have the honour to be,
Sir,
Your most obedient servant,

HRS

Chairman

No. rd o 21 & 22/44-45

Office of the Chairman,
City Improvement Trust Board,
ML 24-46-94
Mysore, dated 5th April 194 7

From
R RAMACHANDRA RAO BHOIBORE, Esq, B A,
Chairman, City Improvement Trust Board,
Mysore

GEN & REV SECTT
8315
MYSORE 10 APR 1947

To
H J PALLEGAR, Esq, M A, LL B,
Secretary to the Government of
His Highness the Maharaja of Mysore,
Revenue Department, Bangalore

REVENUE SECRETARY
No
Dt
7/4

Sir,

Subject - Taking possession of properties acquired for improvement of Sri Chowdeswari Temple,

---

Adverting to your letter No L 2789/M1 24-46-7 dated the 21st August 1946 re the above and intimating that there is no need for acquisition proceedings in view of the fact that the parties have been advised to come to some amicable settlement etc, I have the honour to state that both the parties were addressed in the matter and sufficient time was granted to them The Members of the Devanga community in reply pray that the properties may kindly be arranged to be handed over to their possession, as in the case of several other institutions in the City The owners of the properties have replied that the situation stands still as on the date of Minister's Inspection etc

The replies received from both the parties along with the letter under advertance were placed before the Board, who, after due consideration resolved that the properties may be taken possession of

In these circumstances, I request that necessary sanction may kindly be accorded to the resolution of the Board and the stay order withdrawn

I have the honour to be,

Sir,

Your most obedient servant,

Chairman

HRS

Appendix F G—1]

2 copies

SUBJECT Acquisition of properties bearing D Nos 686 & 687 in Mandi Mohalla, for the improvements of Sri Chowdeshwari temple

Section MD
File No 24-46
Serial No 95

Diary No of letter replied to

No L 10600

General and Revenue Secretariat

( )

the 194

To

The Chairman, C I T Board, Mysore

Sir,

Date of issue 6th Nove '47

Signed by Mr G L Rao

With reference to the correspondence ending with your letter No Award Nos 21 & 22/44-45 & 5-4-45 on the above subject, I am directed to state that the trustees concern may be given another two months' time to come to ~~final~~ terms ~~settlement~~ and if they ~~do not come to~~ fail to come to some settlement within that date, the

List of enclosures

Copied by

Examined by

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

No 10600 - RE-24-46-95 **General and Revenue Secretariat,**

Dated, Bangalore, 6 ~~Sept~~ ~~Oct~~ Nov *1947*

FROM

The Secretary to the Government of
His Highness the Maharaja of Mysore
Revenue Department

To

The Chairman,
City Improvement Trust Board,
/ S O R /

Sir, SIR,

Subject - Acquisition of properties bearing D Nos 686 and 687 in Hardi Mohalla, for the improvement of Sri Dhowdeshwari temple

---

With reference to the correspondence ending with your letter No Awards Nos 21 and 22/44-45 dated 5th April 1947 on the above subject, I am directed to state that the parties concerned may be given another two months' time to come to terms and if they fail to come to some settlement within that date, the resolution of the Trust Board in the matter may be given effect to

I have the honour to be,
Sir,
Your most obedient servant,

For Secretary to Government,
Revenue Department

mk2 SPARE